App. F. IX-4

1928.9 (Law)

File No. ~~31~~-28 31-28

Serial Nos. 1-3.

Previous References

Mur 150 of 27-6 to 10

Later References

Law 31-28, 4-7
" 66-32-1-5
" 3-32-32-35
" 115-32-1-3.

General and Revenue Secretariat.

Serial Nos.

Part B for Oct 1928

SUBJECT

C.S. 97 1928-9. (Kanna Jnana Thirthi V.J. Alwar Mutt & Child Keep).

To The P. Director, Burma

C. no. B. 101 & 30.10.28

Reports from Captain in behalf of Govt

[illegible] 1/11/28

1329

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

GENERAL SECRETARIAT.
10 SEP 1928
MUZRAI
D 397

Defendants summons in duplicate in O.S. No. 16 of 28-29 No. XX 974 of 4.9.28 on the file of the Sub Judge Bangalore for service on the Chief Secretary to Govt.

The case is between the Plaintiff Mr. Ramagurumurthiah, the plaintiff and Sri Vidyaranya Swamy Jalavane of Avanimutt and the Chief Secretary to Govt, the defendants. The is a suit filed ~~on the~~ in accordance with C.P.C Order 7 - Rule 1. The suit is for recovery of Rs 1000/- advanced by the Plaintiff to the 1st Defendant

This may be sent to the Muzrai Branch for necessary action and service on the defendant

28.

N. B.—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form.

G. R. S. III—5]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

as to be submd to Chief Secy
in charge of Service.
~~etc~~ on the original summons.

6.9.28

Find out first if the Munsiff
Mr Vor have any information about this

8/9/28

REV. SECRETARIAT
MUZRAI

N. B.—Should routine notes be written on small slips, the notes must be cipoed, or slips pasted on this form

11/5/28

App. F. III—2]

General and Revenue Secretariat. | File No. of 192 .

Serial No.

H, G,

2 connections of this file no 150-28 contained in the linked file deal with the case of the present Plaintiff Rama Surnmurthiah -

H, G,

Against the order of Govt. rejecting his claim to set off the arrears of rent due by him to Sri Swami Math in respect of main Jatahalli Village, Siddaghatta Taluk, against the debt alleged to be due to him by the late Swamy, Rama Surnmurthiah issued a notice dt 28-5-1928 threatening Govt with a suit -

R. Surnmurthiah has filed a suit in the Bangalore Sub. Judge's Court which is posted for hearing on the 29th Septr.

May the file be sent to 28.
The Prot. Branch for taking necessary action to defend the Suit. The orgl summons will have to be returned to the court with endorsement of service -

Submitted for orders.

11.9.28

Yto
11-9-28

NOTE—Contn. Sheet.

WD 01714—GPB—80,000—18-4-5

185

O.S. 16 of 28-29, Sub court, Bangalore

2

App. F. III—2]

General and Revenue Secretariat.

Law File No. ~~34~~ 88 of 1928.

Serial No.

The Suit is posted to 27-9-28. The Summons has to be signed by the Chief Secy & returned to the Sub court

The PPr may be engaged to appear for the 2nd defendant & take time for defence.

Drafts of letters to PPr & the Dist Judge put up for approval.

Mg 12.9.28

Please obtain the Chief Secy's signature to the summons & issue the drafts & resubmit.

12/9

Law 12/9

2 To the Subordinate judge. Bloe
No P 1594 D 13-9-28.
Returns the Summons with due endt of Service

3 To The C.P. Bangalore
No P 1595 D 13-9-28.
Request to appear on behalf of Govt and take time for filing the defence.

The suit is for recovery of Rs 4658/- due on a registered hypothecation bond executed on 8-10-1920 by the late Swami of Avani Mum. The 2nd debt viz the Chief Secy is added as a party

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

App. F. III—21

General and Revenue Secretariat. | File No. of 192

Serial No.

on the ground that the properties are now under the management of Govt. In Misc 150 of 1927, Govt have ordered that the Head of the Math had no right to pledge the inam village for the loan & the the plaintiff's claim if brought before a Civil Court ought to be contested (Flag K in the linked file).

The suit seems to have been wrongly instituted in the Sub Court, Bangalore. Since Govt is a defendant, it is only the District Court that has jurisdiction to try the suit.

The PPr Bangalore has been requested to appear. If approved the Collections in the linked file will be sent to the PPr for preparing a draft W.S. statement. Perhaps, they may be required ~~before~~ for giving the ~~an~~ opinion on the question of the validity of the permanent lease referred to L.R. by the first member.

Submitted for orders

L.R.)

18.9.28

19/9

Lt-Governor's order

whether drafted or available S/ & Rent

21.9.28

4 Letter No: 166 P8.29 dated 20.9.28 from PP requesting a copy of the plaint along with the entire records for drafting the W.S.

The records in the linked file do not seem to be very much material or sufficient to the W.S. The PPr may therefore be req

NOTE—Contn. Sheet.

WD 9714—GPB—50,000—18-4-28

118

Dt 28 9 28 Avail that
Sub et

App. F. III—2]
5

General and Revenue Secretariat.

Law File No. 8/35 of 1928

Serial No

to take instructions from the Muz: Comr & draft the W.S. Draft of a letter put up for approval.
Submitted
24.9.28

Issue W.S.
24/9

5 To the P. P. Bangalore
No P 1831 d 24.9.28
Rs a Copy of the plaint and request to take necessary instruction from the Muzrai Commr to draft the written Statement

Issue
29.9.28

From the Statement of quarterly return for the quarter ending 30th Sept 1928 received from P.P., it is seen that on 27-9-28, the suit was withdrawn by the plaintiff with permission to file a fresh suit in the Dist Ct. In accordance with this, the plff has filed O.S. 9 of 28-29 in the Dist Ct, Bangalore, Summons in which has now been received from the Dist. Judge.

Draft of a letter to P.P. asking him appear for the Chief Secy as also one to the Dist. Judge returning the original summons put up for approval.

The original Summons has to be signed

Continn. Sheet.

1322/18261

General and Revenue Secretariat

F. III—2]

File No. 5788 of 1928.

Serial No.

by the Chief Secretary -

Ch. Secy)

CHIEF SECRETARY 23 OCT. 1928

Pr Dr Br)

Issue Draft I + circulate.

Draft I issued - Resubmitted for approval of Draft II requesting the PPr to appear on behalf of Govt.

Fair Draft

Fair draft

NOTE – Contn. sheet

A. P. F. VI. G1]

SUBJECT.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 192

Date of issue 13/9/28

Signed by Mr NS

List of enclosures.....

Copied by

Examined by

Section XIII

File No. 31-28

Serial No. 2

No. 1594(1)

To The Subordinate Judge, Bangalore.

Sir,

With reference to your ~~No.~~ xx 974 dated 4th September 1928 forwarding Summons in O.S. 16 of 28-29 for service on the Chief Secretary, I am directed to return the original ~~same~~ herewith with due endorsement of service.

I have etc

For Secy to G
13.9.28

WD0325—GPB—80,000—26-5-27

A.F. F. VI. G1]

0

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Section LCW

File No. 3/-28

Serial No. 3

No. 1595

eneral and Revenue Secretariat

( )

he 192

To The Public Prosecutor
Bangalore.

Date of issue 13/9/28

Signed by Mr N3

Sir,

I am directed to request you to appear on behalf of the Chief Secretary in O.S. 16 of 28-29 (Ramaswamy Murthia v Sri Vidyaranyaswami and Chief Secretary) on the file of the Sub Court, Bangalore which is posted to 27-9-28 for hearing and take time for filing the defence.

I have etc

List of enclosures.....

Copied by

Examined by

over

for Secy to Govt
Law Dept
12.9.28

WD0325—GPB—80,000—26-5-27

No. 100/28.4

1322 P

Bangalore
Dt 4.28

From

The public prosecutor,
Bangalore

To

The Legal Remembrancer,
and Secretary to Government,
Law Department,
Bangalore

119

Sir,

In reply to your letter No. P. 1595/Law 31.28.3 of the 13th instant I have the hara to request you to send me the copy of the plaint in OS 16/28.29 on the file of the Sub judge, Bangalore along with the entire file at an early date.

I have the hara tobe,
Sir,
your most obedient Servant

B.N. V. Deva

public prosecutor,
Bangalore

10

[Form No. VI. G1]

SUBJECT.....

Section Law

File No. 31-28

Serial No. 5

Diary No. of letter replied to.....

No. J 183111

General and Revenue Secretariat

( )

the 192

To The Public Prosecutor Bangalore

Date of issue 24/9/28

Sir,

With reference to your letter No 166 /28-29 dated 20th September 1928 regarding O.S. 16 of 28-29 in the Sub Court Bangalore (Ramagurumurthia v Avani Mutt & chief Secy) I am directed to forward herewith ~~the~~ copy of the plaint ~~required~~ in the case and to ~~leg you~~ you are requested to take necessary instructions from the Muzarai Commissioner ~~in~~ ~~the case and~~ draft the written statement.

Signed by M' NS

List of enclosures.....

Copied by .....

Examined by .....

Thanek

over

J 1832

D025—GPB—80,000—26-5-27

Copy to Min Com for information —

Forwd to Law Dept

MP 24/9

24/9

Appendix F G—1

11

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 192

Date of issue.....27/10/28.....

Signed by for N. Seetharamayya.....

List of enclosures.....

Copied by.....

Examined by.....

I

Section Law

File No. 31-28

Serial No.

C No. P 67 (Law. Ins)

To

The District Judge

Bangalore

Sir,

I am directed to return herewith the Summons in original, in O.S. 90 of 28-29 on the file of your Court, with due endorsement of service thereon.

I have the

for Sec. to Govt.

Law Dept.

22/10

22/10

over

C.No.P 104/Law 31-28 of 30/10/1928
Mss. one.

TO,

The Public Prosecuto
Bangalor

Sir,

I am directed to request you to appea on behalf of the Government in O.S. 9 of 1928-29 (Ramagurumurthia Vs. Avani Mutt and Chief Secretary) on the file of the Distric Court, Bangalore, which is posted to 12th November 1928. This is the Suit referred to in my - letter NO. P.1595/Law31-28-5 dated the 18th September 28 which is reported to have been withdrawn from the Subordinate Judge's coun with permission and filed in the District court instead. The copy of the plaint - - received with the summons from the District court is herein enclosed for necessary - - action as indicated in the letter referred to above.

I have etc.,

For Secretary to Govtt
Law Deptt.

Civil
105.

929

Bangalore
17.9.28

13 1826

From

The District Judge
Bangalore Division, Bangalore

To

The Chief Secretary
to the Government of Mysore
Bangalore

Sir,

I have the honor to forward herewith depts

Summons in duplicate in C 9/28-29 No.

of 192 , in the file of this Court, and to request, that you will be so good as to cause the duplicate to be served on the individual therein named, and the original returned to this Court with due endorsement of service thereon, on or before the date of hearing (12-11-28)

~~A sum of Rs.~~ is ~~herewith~~ sent, being -

~~witness batta~~

I have the honor to be,

Sir,

Your most obedient servant.

WD 01181—GPB—9,000—20-12-27

S. P. Sabapathy Iyer
Subordinate Judge

shall be accompanied by some [illegible]

12th day of November 192 8, at 11 o'clock in the [illegible] noon, to answer the claim; and as the day fixed for your appearance is appointed for the final disposal of the suit, you must be prepared to produce on that day all the witnesses upon whose evidence and all the document upon which you intend to rely in support of your defence.

Take notice that, in default of your appearance on the day beforementioned the suit will be heard and determined in your absence.

Given under my hand and the seal of the Court, this day of 11-10 192 8

Bangalore

S. P. Sabapathy Iyer

Judge.

Notice.—1. Should you apprehend your witnesses will not attend of their own accord, you can have a summons from this Court to compel the attendance of any witness and the production of any document that you have a right to call upon the witness to produce on supplying to the Court and on depositing the necessary expenses.

2. If you admit the claim, you should pay the money into Court together with the costs of the suit, to avoid execution of the decree, which may be against your person or property or both.

WD 01866—GPB—17,500—13-6-28

7-12/11/28.

14

Summons for disposal of suit (O. 5, rr. 1, 5) Form No. 1, Civil.

IN THE COURT OF the Sub Judge Bangalore AT

C SUIT NO. 9 OF 19~~28~~29 -

Rama government

1) Sri Venkanna
2) The Chief Secretary to the Government of Mysore
Bangalore

Plaintiff } vs. { Defendant

To Mr Sesana Defendant 1

WHEREAS the plaintiff has instituted a suit against you for Costs of plaint

you are hereby summoned to appear in this Court in person or by a pleader duly instructed, and able to answer all material, questions relating to the suit, or who shall be accompanied by some person able to answer all such questions, on the 12th day of November 192 8, at 11 o'clock in the forenoon, to answer the claim; and as the day fixed for your appearance is appointed for the final disposal of the suit, you must be prepared to produce on that day all the witnesses upon whose evidence and all the documents upon which you intend to rely in support of your defence.

Take notice that, in default of your appearance on the day beforementioned, the suit will be heard and determined in your absence.

Given under my hand and the seal of the Court, this day of 11 - 10 192 8

By order

A. Sahapathy Iyer

Sub Judge.

Notice.—1. Should you apprehend your witnesses will not attend of their own accord, you can have a summons from this Court to compel the attendance of any witness and the production of any document that you have a right to call upon the witness to produce on supplying to the Court and on depositing the necessary expenses.

2. If you admit the claim, you should pay the money into Court together with the costs of the suit, to avoid execution of the decree, which may be against your person or property or both.

WD 01866—GPB—17,500—13-6-28

1329 Hg 27-9-28

Civil

No. 105

REV. SECRETARIAT
16 SEP 1928
MUZRAI

From: The Subjudge Bangalore

To The Chief Secretary of the Government of Mysore, Bangalore.

Sir,

I have the honor to forward herewith the depositions

Summons, in duplicate in OS 16 of 28-29. No. XX. 97 dated 4th sep 1928

of 192 . in the file of this court, and to request, that you will be so good as to cause the duplicate to be served on the individual therein named, and the original returned to this Court with due endorsement of service thereon, on or before the date of hearing. Hg 27-9-28

~~A sum of Rs.~~ ~~is herewith sent, being~~

~~witness batta~~

I have the honor to be,

Sir,

Your most obedient servant.

B.D. Abdula Sahib

Sheristedar.

WD 01181 —GPB—9,000—20-12-27

27-9-28

4

ವ್ಯಾಜ್ಯದ ಫೈಸಲಿ ಬಗ್ಗೆ ಸರ್ವ್.
(ಆರ್ಡರ್ 5, ನಿಬಂಧನೆಗಳು 1, 5.)

ನಮೂನೆ ನಂಬರ್ 1, ಸಿವಿಲ್.

.....ಕೋರ್ಟ್‌ನಲ್ಲಿ

192 —192 ನೆ ಇಸವಿ..... .....ವ್ಯಾಜ್ಯದ ನಂಬರು.....

ವಾದಿ } Vs. { ಪ್ರತಿವಾದಿ

.....ನು

ನಿಮ್ಮ ಮೇಲೆ..... .....ಕೋಸ್ಕರ ಒಂದು ವ್ಯಾಜ್ಯವನ್ನು ದಾಖಲು ಮಾಡಿದ್ದಾನೆ. ಆದಕಾರಣ ಸದರೀ ದಾವೆಗೆ ಉದಾಹರಣೆ ಕೊಡುವ ಬಗ್ಗೆ ಈ ಕೋರ್ಟ್‌ನಲ್ಲಿ ನೀವು ಖುದ್ದಾಗಿಯಾಗಲೀ ವ್ಯಾಜ್ಯ ಸಂಬಂಧವಾದ ಸಮಸ್ತ ಮುಖ್ಯ ಸವಾಲುಗಳಿಗೂ ಜವಾಬು ಕೊಡುವದಕ್ಕೆ ಕ್ರಮವಾಗಿ ಮಾಹೀಮತು ಪಡೆದುಕೊಂಡು ಶಕ್ತಿಯುಳ್ಳವರಾಗಿ ಕ್ರಮವಾಗಿ ಅಧಿಕಾರ ಹೊಂದಿರುವ ಅಥವಾ ಅಂಥಾ ಪ್ರಶ್ನೆಗಳಿಗೆಲ್ಲಾ ಜವಾಬು ಕೊಡಲಿಕ್ಕೆ ಶಕ್ತಿಯುಳ್ಳಂಥಾ ಮತ್ತೊಬ್ಬರನ್ನು ಜೊತೆಯಲ್ಲಿ ಉಳ್ಳ ಪ್ಲೀಡರ ಮೂಲಕವಾಗಿಯಾಗಲೀ 192 ನೆ ಇಸವಿ..... ತಿಂಗಳು.....ನೆ ತಾರೀಖು 27/9/28 ದಿವಸ ಹಗಲು.....ಘಂಟೆ ....ಲ್ಲಿ ಹಾಜರಾಗಲಿಕ್ಕೆ ಇದರಿಂದ ಸರ್ವ್ ಕೊಡಲಾಗಿದೆ; ಮತ್ತು ನೀವು ಹಾಜರಾಗತಕ್ಕ ದಿವಸವನ್ನು ವ್ಯಾಜ್ಯದ ಅಬ್ಜೆರು ಫೈಸಲಿ ಬಗ್ಗೆ ನೇಮಿಸಿರುವದರಿಂದ, ನಿಮ್ಮ ಡಿಫೆನ್ಸಿಗೆ ಯಾರ ಸಾಕ್ಷ್ಯವು ಮತ್ತು ಯಾವ ದಸ್ತಾವೇಜುಗಳು ಆಧಾರವಾಗಿರುತ್ತವೆಂದು ನೀವು ಯೋಚಿಸಿರಬಹುದೋ ಅಂಥಾ ಎಲ್ಲಾ ಸಾಕ್ಷಿಗಳನ್ನು ದಸ್ತಾವೇಜುಗಳನ್ನು ಆ ದಿವಸ ಹಾಜರು ಮಾಡಲಿಕ್ಕೆ ನೀವು ಸಿದ್ಧರಾಗಿರತಕ್ಕದ್ದು.

ಮೇಲೆ ನಮೂದಿಸಲ್ಪಟ್ಟ ದಿವಸ ಹಾಜರಾಗಲಿಕ್ಕೆ ತಪ್ಪಿದಲ್ಲಿ ಸದರೀ ವ್ಯಾಜ್ಯವನ್ನು ನಿಮ್ಮ ಗೈರ್ ಹಾಜರಿಯಲ್ಲಿ ವಿಚಾರಣೆ ಮಾಡಿ ಫೈಸಲು ಮಾಡಲಾದೀತೆಂದು ತಿಳಿದಿರತಕ್ಕದ್ದು.

192 ನೆ ಇಸವಿ 8/12 ತಿಂಗಳು 3 ತಾರೀಖಿನಲ್ಲಿ ಕೋ
ನಮ್ಮ ದಸ್ತಖತ್ತಿನೊಡನೆ ಕೊಡಲ್ಪಟ್ಟಿದೆ.

ಜಡ್ಜ್.

ನೋಟೀಸು.—1. ನಿಮ್ಮ ಸಾಕ್ಷಿಗಳು ಅವರ ಖುದ್ದು ರಾಜಿಯಿಂದ ಹಾಜರಾಗುವುದಿಲ್ಲವೆಂತ ನೀವು ಅನುಮಾನಪಟ್ಟರೆ, ಅವರ ಖರ್ಚಿನ ಬಗ್ಗೆ ಅವಶ್ಯಕವಾದ ಹಣವನ್ನು ತೇವಣಿ ಕಟ್ಟಿ, ಕೋರ್ಟಿಗೆ ಮನವಿ ಮಾಡಿಕೊಂಡಲ್ಲಿ, ಯಾವ ಸಾಕ್ಷಿಯನ್ನಾಗಲಿ ಹಾಜರಾಗುವ ಬಗ್ಗೆ ಬಲಾತ್ಕರಿಸಲಿಕ್ಕೂ, ಸಾಕ್ಷಿಗಳನ್ನು ಹಾಜರು ಮಾಡಬೇಕೆಂದು ಕೇಳುವುದಕ್ಕೂ ನಿಮಗೆ ಹಕ್ಕು ಇರುವ ಯಾವ ದಸ್ತಾವೇಜನ್ನಾಗಲೀ ಹಾಜರು ಪಡಿಸುವುದಕ್ಕೂ ಈ ಕೋರ್ಟಿನಿಂದ ಸಮನನ್ನು ಹೊಂದಬಹುದು.

2. ನೀವು ದಾವೆಯನ್ನು ಒಪ್ಪಿಕೊಂಡರೆ, ನಿಮ್ಮ ಮೇಲೆ ಯಾ ನಿಮ್ಮ ಜಿಂದಗಿಯ ಮೇಲೆ ಯಾ ಅವಶ್ಯಕವಾಗಿದ್ದರೆ ಈ ಎರಡರ ಮೇಲೆ ಆಗಬಹುದಾದ ಡಿಕ್ರಿಯ ಅಮಲ್ ಜಾರಿಯನ್ನು ತಪ್ಪಿಸಿಕೊಳ್ಳಲಿಕ್ಕೆ ನೀವು ಹಣವನ್ನು ವ್ಯಾಜ್ಯದ ಖರ್ಚುಗಳೊಂದಿಗೆ ಕೋರ್ಟ್‌ನಲ್ಲಿ ಸಂದಾಯ ಮಾಡತಕ್ಕದ್ದು.

WD0467—GPB—2,08,030—29-1-26